H. J. R. NO. /3

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A JOINT RESOLUTION

PROPOSING an Amendment to Sections 2 and 4 of Article VI of the Constitution of the State of Texas so as to repeal the provision making payment of the poll tax a requirement for voting and so as to authorize the Legislature to provide for the registration of all voters.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Sections 2 and 4 of Article VI of the Constitution of the State of Texas be amended to read, respectively, as, follows:

"Section 2. Every person subject to none of the foregoing disqualifications who shall have attained the age of twenty-one years and who shall be a citizen of the United States and who shall have resided in this state one year next preceding an election and the last six months within the district or county in which such person offers to vote, shall be deemed a qualified elector; provided that any member of the Armed Forces of the United States or component branches thereof, or in the military service of the United States, may vote only in the county in which he or she resided at the time of entering such service so long as he or she is a member of the Armed Forces; and provided further, that before offering to vote at an election a voter shall have registered if required The Legislature may authorize absentee voting. by law to do so. This Amendment shall take effect on February 1, 1967.

"Section 4. In all elections by the people the vote shall be by secret ballot. The Legislature shall provide for the numbering of ballots and make such other regulations as may be necessary to detect and punish fraud and preserve the purity of elections, may provide by law for the registration of all voters. Should the

Legislature enact a registration law in anticipation of the adoption of this Amendment, such law shall not be invalid by reason of its anticipatory character."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of the state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed thereon the following:

"FOR the amendment of the Constitution of the State of Texas so as to repeal the provision making payment of the poll tax a requirement for voting and so as to authorize the Legislature to provide for the registration of all voters."

"AGAINST the amendment of the Constitution of the State of Texas so as to repeal the provision making payment of the poll tax a requirement for voting and so as to authorize the Legislature to provide for the registration of all voters.

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state.

FORM C

(For a favorable report on a bill where a "committee substitute" was recommended by the committee.)

COMMITTEE REPORT

3-9-65

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HON. BEN BARNES	
Speaker of the House of Representatives.	1 1
Sir: AAA	Lagra El. Ta
Sir: We, your Committee on Constitution 1	More to whom was
	, have had the same under consideration
and beg to report back with recommendation that it do pass, as	nd be not printed.
Committee Substitute was recommended and is to be printed in	
	John Colley
	Juli Orac
	Chairman.

(A "committee substitute" in the case of a bill is in the form of two suggested amendments, a new body and a new caption. Under the Rules a committee may authorize the printing of the "committee substitute" in lieu of the original bill. If the original caption is adequate, the "committee substitute" should be only a new body; and in such case the original caption should be printed along with the suggested new body.)

COMMITTEE AMENDMENT NO. 1

BY: BEKHARDI

Amend H.J.R. 13 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That Section 2 of Article VI of the Constitution of the State of Texas be amended, effective February 1, 1968, by deleting the following language:

"and provided further, that any voter who is subject to pay a poll tax under the laws of the State of Texas shall have paid said tax before offering to vote at any election in this State and hold a receipt showing that said poll tax was paid before the first day of February next preceding such election. Or if said voter shall have lost or misplaced said tax receipt, he or she, as the case may be, shall be entitled to vote upon making affidavit before any officer authorized to administer oaths that such tax receipt has been lost. Such affidavit shall be in writing and left with the judge of the election. The husband may pay the poll tax of his wife and receive the receipt therefor. In like manner, the wife may pay the poll tax of her husband and receive the receipt therefor."

and by substituting therefor the following language:

"provided, however, that before offering to vote at an election a voter shall have registered if required by law to do so, but such requirement for registration shall not be considered a qualification of an elector within the meaning of the term 'qualified elector' as used in any other this article of the Constitution in respect to any matter except qualification and eligibility to vote at an election.

The text of this Section, as so amended, is shown below, with the deleted language marked through by a broken line and with the new language underscored:

disqualifications who shall have attained the age of twenty-one (21) years and who shall be a citizen of the United States and who shall have resided in this State one (1) year next preceding an election and the last six (6) months within the district or county in which such person offers to vote,

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shall be deemed a qualified elector; and-previded-further,

that-any-veter-whe-is-subject-te-pay-a-pell-tax-under-the laws-ef-the-State-ef-Texas-shall-have-paid-said-tax-before offering-to-vote-at-any-election-in-this-State-and-hold-a receipt-showing-that-said-poll-tax-was-paid-before-the-first day-of-February-next-preceeding-such-election. -- Or-if-said voter-shall-have-lest-er-misplaced-said-tax-receipt,-he-er she,-as-the-ease-may-be,-shall-be-entitled-to-vote-upon . making-affidavit-before-any-efficer-authorized-to-administer oaths-that-such-tax-receipt-has-been-lest;--Such-affidavit shall-be-made-in-writing-and-left-with-the-judge-of-the election: -- The-husband-may-pay-the-poll-tax-of-his-wife-and receive-the-receipt-therefor; -- In-like-manner; -the-wife-may pay-the-poll-tax-of-her-husband-and-receive-the-receipt therefer, provided, however, that before offering to at an election a voter shall have registered i law to do so, but such requirement for registration shall not be considered a qualification of an elector within the meaning of the term 'qualified elector' as used in any other article of this Constitution in respect to any matter except qualification and eligibility to vote at an election. authorize absentee voting. And this provision of the Constitution shall be self enacting without the necessity of further legislation. Any member of the Armed Forces of the United States or component branches thereof, or in the military service of the United States, may vote only in the county in which he or she resided at the time of entering such service so long as he or she is a member of the Armed Forces."

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Sec. 2. That Section 4 of Article VI of the Constitution of the State of Texas be amended by deleting the words "in all cities containing a population of ten thousand inhabitants or more."

The text of this Section is shown below, with a broken line

through the language which is to be deleted:

"Sec. 4. In all elections by the people, the vote shall be by ballot, and the Legislature shall provide for the numbering of tickets and make such other regulations as may be necessary to detect and punish fraud and preserve the purity of the ballot box; and the Legislature may provide by law for the registration of all voters in-all-cities centaining-a-pepulation-of-ten-thousand-inhabitants-or-mere."

Sec. 3. If any other mendment to Sections 2 or 4 of Article VI of the Constitution of the State of Texas, being for a different purpose, is adopted at an earlier election or at the same election, the adoption of this mendment shall not be construed as nullifying any change made by such other mendment.

Sec. 4. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of the state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed thereon the following:

"FOR repealing the poll tax as a requirement for voting.

"AGAINST repealing the poll tax as a requirement for voting."

Sec. 5. If the foregoing mendment is adopted, the proclamation of the Governor declaring the adoption of the mendment shall set forth the full text of the amended Sections, as amended herein and as amended by any other proposed mendment which is submitted by the 59th Legislature and which has been duly adopted prior to such proclamation.

Sec. 6. The Governor of the State of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this \$tate.

Parker

ghert Pondren

AMENDMENT NO.

Amend House Joint Resolution No. 13 as follows:

(1) by striking the words "if required by law to do so" as these words twice appear in the quoted Section 2 in Section 1 of the engrossed resolution and substituting the word "annually";

(2) by inserting a new sentence following the language added by this amendment, within the quotation marks in the first instance and following the underscored language in the second instance, both appearing in the quoted Section 2 in Section 1 of the engrossed resolution, the new sentence to read as follows:

"Any legislation enacted in anticipation of the adoption of this mendment shall not be invalid because of its anticipatory nature."

DATE_APR 1 3 1965

READ AND ADOPTED,

CHIEF CLERK

APR 1 3 1965

WHICH Since MOTION TO RECONSIDER THE VOTE BY A CON-RECONSIDER THE VOTE BY A CON-RECONSIDER THE VOTE BY A CON-RECONSIDER THE VOTE CONSIDER PREVAILED BY A CON-RECONSIDER THE VOTE CONSIDER PREVAILED BY A CON-RECONSIDER THE VOTE CONSIDER THE VOTE BY A CON-RECONSIDER THE VOTE BY A

CHIEF CLERK HOUSE OF REPRESENTATIVES

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Motion to suspend all rules to reconsidered vote by which amendment was adapted, failed by vate of 38 ayes, 101 year.

Chief Clerk, House of Representatives

By: Peeler, et al

HOUSE JOINT RESOLUTION

proposing an Amendment to Sections 2 and 4 of Article VI of the Constitution of the State of Texas so as to repeal the provision making payment of the poll tax a requirement for voting and so as to authorize the Legislature to provide for the registration of all voters.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Section 2 of Article VI of the Constitution of the State of Texas be amended, effective February 1, 1968, by deleting the following language:

"and provided further, that any voter who is subject to pay a poll tax under the laws of the State of Texas shall have paid said tax before offering to vote at any election in this State and hold a receipt showing that said poll tax was paid before the first day of February next preceding such election. Or if said voter shall have lost or misplaced said tax receipt, he or she, as the case may be, shall be entitled to vote upon making affidavit before any officer authorized to administer oaths that such tax receipt has been lost. Such affidavit shall be in writing and left with the judge of the election. The husband may pay the poll tax of his wife and receive the receipt therefor. In like manner, the wife may pay the poll tax of her husband and receive the receipt therefor."

and by substituting therefor the following language:

"provided, however, that before offering to vote at an election a voter shall have registered annually, but such

requirement for registration shall not be considered a qualification of an elector within the meaning of the term 'qualified elector' as used in any other Article of this Constitution in respect to any matter except qualification and eligibility to vote at an election. Any legislation enacted in anticipation of the adoption of this Amendment shall not be invalid because of its anticipatory nature."

The text of this Section, as so amended, is shown below, with the deleted language marked through by a broken line and with the new language underscored:

"Section 2. Every person subject to none of the foregoing disqualifications who shall have attained the age of twenty-one (21) years and who shall be a citizen of the United States and who shall have resided in this State one (1) year next preceding an election and the last six (6) months within the district or county in which such person offers to vote, shall be deemed a qualified elector; and-provided-furthery-that-any-votor-who-is-subject-te-pay-a-politax-under-the-laws-of-the-State-of-Texas-shall-have-paid-said-tax before-offering-to-vote-at-any-election-in-this-State-and-hold-a receipt-showing-that-said-poll-tax-was-paid-before-the-first-day-of Pebruary-next-preceding-such-election---Or-if-said-veter-shall-have lest-er-misplesed-said-tax-reseipty-he-er-shey-as-the-ease-may-bey shall-be-entitled-te-vete-upen-making-affidavit-before-any-efficer euthorised-to-administor-oaths-that-such-tax-receipt-has-been-lest-Such-affidavit-shall-bo-mado-in-writing-and-left-with-the-judge-of the-election---The-husband-may-pay-the-poll-tax-ef-his-wife-and receive-the-receipt-therefor--In-like-manner--the-wife-may-pay-the poll-tex-of-her-husband-and-reseive-the-reseipt-thereferprovided, however, that before offering to vote at an election a voter shall have registered annually, but such requirement for registration shall not be considered a qualification of an elector within the meaning of the term 'qualified elector' as used in any other Article of this Constitution in respect to any matter except qualification and eligibility to vote at an election. Any legislation enacted in anticipation of the adoption of this Amendment shall not be invalid because of its anticipatory nature. The Legislature may authorize absentee voting. And this provision of the Constitution shall be self-enacting without the necessity of further legislation. Any member of the Armed Forces of the United States or component branches thereof, or in the military service of the United States, may vote only in the county in which he or she resided at the time of entering such service so long as he or she is a member of the Armed Forces."

Sec. 2. That Section 4 of Article VI of the Constitution of the State of Texas be amended by deleting the words "in all cities - containing a population of ten thousand inhabitants or more."

The text of this Section is shown below, with a broken line through the language which is to be deleted:

"Section 4. In all elections by the people, the vote shall be by ballot, and the Legislature shall provide for the numbering of tickets and make such other regulations as may be necessary to detect and punish fraud and preserve the purity of the ballot box; and the Legislature may provide by law for the registration of all voters in-all-eities-centaining-a-pepulation-ef-ten-thousand inhabitants-er-more."

- Sec. 3. If any other Amendment to Sections 2 or 4 of Article VI of the Constitution of the State of Texas, being for a different purpose, is adopted at an earlier election or at the same election, the adoption of this Amendment shall not be construed as nullifying any change made by such other Amendment.
- Sec. 4. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of the state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed thereon the following:

"FOR repealing the poll tax as a requirement for voting.

- "AGAINST repealing the poll tax as a requirement for voting."
- Sec. 5. If the foregoing Amendment is adopted, the proclamation of the Governor declaring the adoption of the Amendment shall set forth the full text of the amended Sections, as amended herein and as amended by any other proposed Amendment which is submitted by the 59th Legislature and which has been duly adopted prior to such proclamation.
- Sec. 6. The Governor of the State of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this State.

MAY 29 1965

READ SECOND TIME amended

AND PASSED TO THIRD READING.

MAY 2 9 1965

Senate Rule 32 and Constitutional Rule (Sec. 32, Art. III) filed to suspended by a vote of 20 year, or nays, to place bill on third reading and final passage.

MAY 29 1965

Senate Rule 32 and Constitutional R 1; (Sec. 32, Art. III) suspended by a vote of 22 yeas, nays, to place bill on third reading and final passage.

MAY 29 1965

READ THIRD TIME AND PASSED BY THE FOLLOWING VOTE:

Yeas 21 Nays 8 Secretary of the Senate

MAY 29 1965

SENT TO HOUSE

MAY 29 1965

RETURNED FROM SENATE

Chief Clerk, House of Representatives

MAY 29 1965

The House has concurred in Senate amendments to Unicolation 13 wote of 13 ayes,

Dorothy Haseman

Chief Cierk, House of Representatives

Austin, Texas
May 12, 19 65

Hon. Preston Smith

President of the Senate

Sir:

We, your Committee on _______ Constitutional Amendments ______,

to which was referred HJR \$B. No. _____13__, have had the same under

consideration, and I am instructed to report it back to the

Senate with the recommendation that it do_______

pass_____and be ____printed.

Chapter man

C.A.S.

Amend H. J. R. No. 13, Section 2, quoted Section 4 by changing the word "may" where it 'last appears in the last sentence thereof to the word "shall".

MAY 29 1965

The House has concurred in Senate amendments to House has concurred in Senate amendments.

Dersity Hallman Chief Clerk, House of Representatives

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HOUSE JOINT RESOLUTION

proposing an Amendment to Sections 2 and 4 of Article VI of the Constitution of the State of Texas so as to repeal the provision making payment of the poll tax a requirement for voting and so as to suthorise the Legislature to provide for the registration of all voters.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Section 2 of Article VI of the Constitution of the State of Texas be amended, effective February 1, 1968, by deleting the following language:

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and by substituting therefor the following language:

"provided, however, that before offering to vote at an election a voter shall have registered annually, but such

requirement for registration shall not be considered a qualification of an elector within the meaning of the term 'qualified elector' as used in any other Article of this Constitution in respect to any matter except qualification and eligibility to vote at an election.

Any legislation enacted in anticipation of the adoption of this Amendment shall not be invalid because of its anticipatory nature."

The text of this Section, as so amended, is shown below, with the deleted language marked through by a broken line and with the new language underscored:

"Section 2. Every person subject to none of the foregoing disqualifications who shall have attained the age of twenty-one (21) years and who shall be a citizen of the United States and who shall have resided in this State one (1) year next preceding an election and the last six (6) months within the district or county in which such person offers to vote, shall be deemed a qualified elector; and-provided-Surthery-that-any-veter-who-is-subject-te-pay-a-poli tex-under-the-laws-of-the-State-of-Texas-shall-have-paid-said-tex before-offering-to-veto-et-any-cleetion-in-this-State-and-held-a receipt-showing-that-eaid-poll-tax-was-paid-before-the-first-day-of lost-or-misplaced-said-tex-receipty-he-or-shey-as-the-ease-may-bey chall-be-entitled-to-rete-upon-making-affidevit-before-any-officer euthorised-to-administor-esths-that-such-tex-receipt-has-been-lest-Guon-affidavit-ahall-bo-mado-in-uriting-and-left-with-tho-judgo-of the-election---The-husband-may-pay-the-poll-tax-of-his-wife-and reseive-the-receipt-therefory--in-like-mannery-the-wife-may-pay-the poll-tex-ef-her-kusband-and-reselve-the-reselpt-thereforprovided, however, that before offering to vote at an election a voter shall have registered annually, but such requirement for registration shall not be considered a qualification of an elector within the meaning of the term 'qualified elector' as used in any other Article of this Constitution in respect to any matter except qualification and eligibility to vote at an election. Any legislation enacted in anticipation of the adoption of this Amendment shall not be invalid because of its anticipatory nature. The Legislature may authorize absentee voting. And this provision of the Constitution shall be self-enacting without the necessity of further legislation. Any member of the Armed Forces of the United States or component branches thereof, or in the military service of the United States, may vote only in the county in which he or she resided at the time of entering such service so long as he or she is a member of the Armed Forces."

Sec. 2. That Section 4 of Article VI of the Constitution of the State of Texas be amended by changing the word "may" to "shall" in the last clause thereof and by deleting the words "in all cities containing a population of ten thousand inhabitants or more."

The text of this Section, as so amended, is shown below, with the deleted language marked through by a broken line and with the new language underscored:

"Section 4. In all elections by the people, the vote shall be by ballot, and the Legislature shall provide for the numbering of tickets and make such other regulations as may be necessary to detect and punish fraud and preserve the purity of the ballot box; and the Legislature may shall provide by law for the registration of all voters in-all-eities-centaining-a-pepulation-ef-ten theusand-inhabitants-er-more."

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- Sec. 4. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of the state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed thereon the following:

"FOR repealing the poll tax as a requirement for voting."
"AGAINST repealing the poll tax as a requirement for voting."

- sec. 5. If the foregoing Amendment is adopted, the proclamation of the Governor declaring the adoption of the Amendment shall set forth the full text of the amended Sections, as amended herein and as amended by any other proposed Amendment which is submitted by the 59th Legislature and which has been duly adopted prior to such proclamation.
- Sec. 6. The Governor of the State of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this State.

H. J. R. No. 13

I hereby certify that H. J. R. No. 13 was adopted by the House on April 27, 1965, by the following vote: Yeas 113, Mays 26; and that the House concurred in Senate amendments to H. J. R. No. 13 on May 29, 1965, by the following vote: Yeas 137, Nays 1; and that the House adopted H. C. R. No. 184 authorizing certain corrections in H. J. R. No. 13 on May 29, 1965, by a non-record vote.

Chief Clerk of the House

I hereby certify that H. J. R. No. 13 was passed by the Senate, as amended, on May 29, 1965, by the following vote: Yeas 21, Nays 8; and that the Senate adopted H. C. R. No. 184 authorizing certain corrections in H. J. R. No. 13 on May 31, 1965.

Secretary of the Senate

Crangini G. Martin

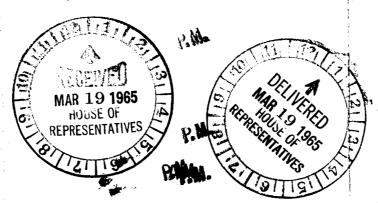
Temp # 19

H. J. R. No. 13 By Teeler; A JOINT RESOLUTION stal	MAR 16 1965 Post found to 3-23-65, at 10:00 9, 20.
PROPOSING an amendment to Sections 2 and 4 of Article VI of the Constitution of the State of Texas so as to repeal the provision making payment of the poll	Darathy Tolaisman Chief Clerk, House of Representatives March 19, 1965, Sent to Rrintin
FILED JAN 27 1965	
READ 1st TIME	

READ 1st TIME
AND REFERRED TO COMMITTEE ON
READ 1st TIME
AND REFERRED TO COMMITTEE ON

MAR 10 1965 REPORTED FAVORABLY AS AWIENDED SENT TO PRINTER

MAR 1 0 1965 RETURNED FROM PRINTER JUNE 10 SPEAKER



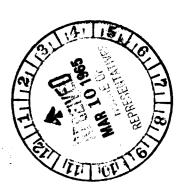
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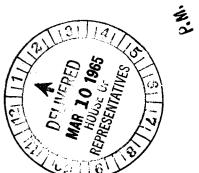
ORDERED ENGROSSED, by

Vote of 92 ayes, 4/ noes

Dereity Hallman

Chief Clerk, House of Representatives
MAR 2 3 1965 SENT TO ENGROSSING CLERK.







By: Peeler, et al

H. J. R. No. 13

HOUSE JOINT RESOLUTION

Constitut making pa as to au	g an Amendment to Sections 2 and 4 of Article VI of the tion of the State of Texas so as to repeal the provision ayment of the poll tax a requirement for voting and so thorize the Legislature to provide for the registration oters.		
1-27-65	Filed.		
2 - 1- 65	Read first time and referred to Committee on Constitutional Amendments.		
3-10-65	Reported favorably as amended, sent to printer.		
3 -1 0-65	Returned from printer, sent to Speaker.		
3 - 16 - 65	Postponed to 3-23-65 at 10:00 a.m.		
3-23-65	Read second time, amended and ordered engrossed by the following vote: Yeas 92, Nays 41.		
	Dorothy Hallman Chief Clerk, H. of R.		
3 - 23 - 65	Sent to Engrossing Clerk.		
3 - 23-65	Engrossed.		
A A mage of the second of the	One Suggest		

MAR 24 1965

Engrossing Clerk, H. of R.

MAR 24 1965 SENT TO THE SPEAKER

MAR 30 1965

Post fored to 4-6-65,

at 11:00 9.M:

Chief Clerk, House of Representatives

APR 6 1965 Pest forced to 4-13-65, at 11:00 9.m.

Derothy Hallman

Chief Clerk, House of Representatives

(Over)

APR 13 1965 READ SECOND	APR 27 1965 Read third time
TIME (Isrent et AND	and finally adopted
ORDEREDENGROSSED	by following vote year 113
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Dereity Hallman	HOUSE OF REPRESENTATIVES
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Chief Clerk, House of Representatives	APR 27 1965
APR 1 3 1965	WHICH HAT A WAS AND THE WOTE WEST
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bread on the Journal	AVES AND ANYES
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Derectory Hallman	APR 27 1965 SENT TO ENGROSSING CLERK
Chief Clerk, House of Representatives	APR 2 9 1965 RETURNED FROM ENGRUSUING CLERK
APR 26 1965	APR 2 9 1965 SENT TO THE SENATE
Notice given to call	APR 29 1965
from the Journal.	IN THE SENATE
V	Received from
Dersety Hallman	the House.
Chief Clerk, House of Representatives	MAY 3 - 1965
APR 27 1965	and referred to Committee
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Dereity Hallman	-
Chief Clerk, House of Representatives	· •
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	Regular order of business suspended by vote of
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	to permit consideration.